

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

May 20, 2022

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ELIJAH J. COPELAND-FRAZIER,

Plaintiff,

v.

DEPARTMENT OF CORRECTIONS,
WASHINGTON STATE
PENITENTIARY, WALLA WALLA
COUNTY, STEVEN SUNDBERG,
CASEY KAECH, BRADLEY
BOWMAN, SGT JUAN COLL, KEVIN
WALKER, C/O ALLEN WILSON,
TANNER MINK, ROBERT ROYSE,
HUNTER MEYERS, JUSTIN HEAT,
CHRISTOPHER ALANIZ, RYAN
PFAFF, LESLEY GILSON, GILBERT
LUGO, GARY PIERCE, TIM
THRASHER, JON DOE 1, JON DOE 2,
JOHN DOE 3, TOM SCRIBNER, and
MARYANN CURL,

Defendants.

No. 4:22-CV-05015-MKD

ORDER DISMISSING ACTION
WITHOUT PREJUDICE

By Order filed April 13, 2022, the Court directed Plaintiff Elijah J.

1 Copeland-Frazier to show cause why this action should not be dismissed for failure
2 to prosecute and for failure to keep the Court informed of his current address. ECF
3 No. 8 at 2. The Court has not ruled on Plaintiff's application to proceed *in forma*
4 *pauperis*, ECF No. 3. The Clerk of Court provided Plaintiff with a copy of the
5 Order to Show Cause by electronic means and mailed a copy to Plaintiff at the
6 Washington State Penitentiary. ECF No. 8 at 2.

7 Plaintiff did not inform the Court of his current address and has filed nothing
8 further in this action. Accordingly, **IT IS ORDERED** this action is dismissed
9 without prejudice for failure to prosecute, pursuant to Federal Rule of Civil
10 Procedure 41(b).

11 The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal of this
12 Order would not be taken in good faith and would lack any arguable basis in law or
13 fact.

14 **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order,
15 enter judgment, provide copies to Plaintiff at his last known address, and **CLOSE**
16 the file.

17 DATED May 20, 2022.

18 s/Mary K. Dimke
19 MARY K. DIMKE
20 UNITED STATES DISTRICT JUDGE